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PTO/SB/21 (05-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

1645

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/144,886	
	Filing Date	August 31, 1998	
	First Named Inventor	James D. Marks	
	Group Art Unit	1645	
	Examiner Name	Nita M. Minnifield	
Total Number of Pages in This Submission		Attorney Docket Number	407T-895100US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	receipt acknowledgment postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	<b>RECEIVED</b> OCT 22 2003 TECH CENTER
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>Authorization to Charge Deposit Account</b> Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Tom Hunter, Reg. No. 38,498, Quine Intellectual Property Law Group P.C.
Signature	
Date	October 10, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, DC 20231 on this date: <u>October 10, 2003</u>			
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By: 

Tom Hunter

Atty Docket No: 407T-895100US

Client Ref: UC 98-013-1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**JAMES D. MARKS and PETER  
ARMERSDORFER**

Application No.: 09/144,886

Filed: 08/31/1998

For: **THERAPEUTIC MONOCLONAL  
ANTIBODIES THAT NEUTRALIZE  
BOTULINUM NEUROTOXINS**

Examiner: Nita M. Minnifield

Art Unit: 1645

**AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**INTRODUCTORY COMMENTS**

Dear Sir:

In response to the Office Action dated April 10, 2003, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks.

The following documents are enclosed herewith:

- 1) A petition to extend the period of response for **three** months;

Please amend the specification and/or claims as shown herein.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.

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